

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Assaf Govari Confirmation No: 4469  
Serial No.: 10/807,979 Group No.: 3739  
Filed: March 24, 2004 Examiner: Peter J. Vrettakos  
For: PHASED-ARRAY FOR TISSUE TREATMENT

I hereby certify that this correspondence is being transmitted via  
The Office electronic filing system in accordance with 37 CFR 1.6(a)(4)

July 8, 2008  
(Date of Transmission)

Louis J. Capezzuto  
(Name of applicant, assignee, or Registered Representative)

/Louis J. Capezzuto/  
(Signature)

July 8, 2008  
(Date of Signature)

Commissioner For Patents  
Box DAC  
Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

Note: A grantable petition requires the following items:

1. Petition fee;
2. Reply and/or Issue fee;
3. Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
4. Statement that the entire delay was unintentional.

1. Petition fee
  - Small entity fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
  - Other than small entity fee \$1,500.00 (37 CFR 1.17(m))
2. Reply and/or fee
  - A. The reply and/or fee to the above-noted Office Action in the form of an Appeal Brief (identify type of reply):
    - has been filed previously on \_\_\_\_\_
    - is enclosed herewith.

- B. The issue fee of \$ \_\_\_\_\_

has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) claiming the required period of time is enclosed herewith (See PTO/SB/63).

STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))]

Charge the petition fee of \$1,500.00 to Account \_\_\_\_\_ and for any additional fee required. A duplicate of this petition is attached.

A check in the sum of \$ \_\_\_\_\_ is attached.

Charge Account \_\_\_\_\_ for any additional fee required.

The appropriate Fees associated with this Petition and any fees, which may be owed in connection with this filing are being submitted to the USPTO via e-filing.

/Louis J. Capezzuto/  
Louis J. Capezzuto  
Reg. No.: 37,107  
Attorney for Applicant(s)

JOHNSON & JOHNSON  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933  
Tel. No.: (732) 524-2218  
Date: July 8, 2008

Enclosures:  Fee Payment  
 Reply (Appeal Brief, Notice of Appeal, Petition to Extend and Information Disclosure Statement)  
 Terminal Disclaimer Form  
 Additional Sheets containing statements establishing unintentional delay  
 Other: Response to Notice of Abandonment